

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

FRIDAY, THE 7TH SEPTEMBER 2007 / 16TH BHADRA 1929

WP(C).No. 25160 of 2007(T)

PETITIONER:

P.N.SANTHAMMA, W/O.P.UDAYABHANU,
AGED 63 YEARS, RESIDING AT SANTHIMANDIRAM,
AMAYANOR P.O., KOTTAYAM.

BY ADV. SRI.A.X.VARGHESE
SRI.A.V.JOJO

RESPONDENTS:

1. THE HEALTH DEPARTMENT,
REP.BY ITS SECRETARY, SECRETARIAT,
THIRUVANANTHAPURAM.
2. THE ACCOUNTANT GENERAL,
THIRUVANANTHAPURAM, KERALA.
3. THE DIRECTOR OF HEALTH SERVICES,
THIRUVANANTHAPURAM.
4. THE DISTRICT MEDICAL OFFICER OF HEALTH,
ERNAKULAM.
5. DISTRICT T.B.OFFICER,
T.B.CENTRE, PALLURUTHY.

BY ADV. SRI. BIJOY CHANDRAN, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 07/09/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

V. GIRI , J

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W.P.(C) NO. 25160 OF 2007

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Dated this the 7th day of September, 2007.

JUDGMENT

The petitioner who entered service as Radiographer in the Health Department proceeded on leave without allowance for taking employment abroad. The leave was sanctioned under Ext.P1 order. Later under Ext.P3, an extension was granted for a period of 4 years. Under Ext.P4 further extension was granted with effect from 02.11.1992. There is a dispute as to whether the petitioner applied for extension beyond the period of 5 years mentioned in Ext.P4.

2. The petitioner does not dispute that she is not in service now. Essentially she seeks retirement benefits computed with reference to the service rendered prior to her entering upon leave without allowance for taking employment abroad as per Ext.P1.

3. In the circumstances, the petitioner may file a proper representation giving the requisite details before the Government within a period of one month from today. If such representation is filed, the Government shall look into the same with reference to Appendix 12A of the Kerala Service Rules and take a decision thereon within four months thereafter. If necessary, the petitioner shall be heard in this regard before final orders are passed.

The writ petition is disposed of as above.

V. GIRI, JUDGE.

